App F IX 4

Previous References

1944 (Municipal) File No. 119-41
Serial Nos 46240, 2

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for Nov-44.

SUBJECT

Amendments to Bye-laws of Hoshangabad Municipality

files without orders

20/11

216 Petn from the agents of certain oil Coys re levy of octroi in the Holenarasipur mkly

General and Revenue Secretariat

File No of 1941-42 [App F III-2

Serial No

4-7-41

Petn Dy from M/s Sitaramiah & K Rangappa agents of Callex & S V O.C oil Coys re levy of octroi in the Holenarasipur mkly

1) Draft memo to Mr D.C. Hassan calling for a report to be subd for appl

By 27/6/41

26/7/41 for

Law Secy) Hy 26-7

2) Hm 28/7/41

3) Issue Hy 28-7

To the D C Hassan.

L 849/ D 34-7-41

Calls for a report

Gupta

Petn Dy 17 9 41 from M/s N K Rangappa Setty and N M Sita Ramiah Holenarasipur

Soliciting early orders of Govt on their petn Dy 4 7 1941 re the levy of octroi duty on Kerosene oil by the local mkly

4) The report of the D.C. Hassan dtd 12 9 41 called for in this office letter No. L 849 D 34 7 41 is awaited If allowed, the DC will be reminded to expedite his report in the matter submitted with a draft reminder for appl

Issue a reminder

Hm 18/9

Kn

18/9/41

NOTE—Contn Sheet

GOVT LAW DEPT 10.1 GOVT OF MYSORE
TYPIST 2 JULY 1941
TYPING 19 SEP 1941

Petn from the agents of certain oil Companies at Holenarsipur re. the levy of octroi duty on kerosene oil

File No of 194

General and Revenue Secretariat

Serial No

To, The D C Hassan Dist
L 2517 Dy 23 9 41
Invite refce to O.M. No L 869 dy 31 7 41 calling for a report on the petition
6) The file is submd for perusal in accordance with the orders of the minister for L S G (Flag Z)
The report called for from the D.C. Hassan Dist is awaited A reminder has been issued today to expedite the submission of the report

Law secy 27/9/41

for perusal

Minister L S G

Hm 2 24/9/41.

&

25-9-41

Hm 2 29/9/41.

for 30/9/41

SECY LAW DEPT. 24 SEP 1941 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L S G & P H
Date 25 9-41
No 1852

Letter No Mil C 431/41 Dated 21-11-41, from the D.C Hassan Dt forwarding the report called for
The D C Hassan Dt states that the present system of levying octroi duty in the Holenarsipur town municipality requires a change in the interest of the finances
The D C further states that he has issued necessary instructions to the Mil C for in the matter of taxation

Levy of octroi duty on 3151/1 Government Et in the Hoskannapur town limits 3

General and Revenue Secretariat

Rec File No of 1941 [App F III—2

Serial No	
	bye laws would be Subd to Govt for Sanction after the receipt of the same from the Pol Holekannapur town Mcl
	In this connection attention is also invited to the resolution of the Mcl fixing a time limit of 24 hours to treat the Consignment as Baramarga from the time of taking delivery of such dutiable articles for the purposes of levying octroi duty
	Subd for orders. The further Communication promised could be awaited However 28/11/41 the fact remains that the Mcl Council woke up to the realities only after a petition was sent to the DC for Reports though the DC says he referred to the question in his two previous Inspection Reports of the Mcly
	28/XI/41 The Municipal Council of Holekannapur Town have taken action to fix the limits of 24 hours to treat the Consignment of Kirl imported into the Mcl limits as Baramarga from the time of taking delivery of such dutiable articles for levying octroi The DC Harihara has issued the necessary instructions to the Mcl to be to observe the pre Sanctioned formalities

NOTE—Contn Sheet

WD 04155 GIB 55 000—93 10 41

The Govt of levying octroi duty on Kerosene oil in Belgaum Mlg 3151/L 3151/L

File No of 194

General and Revenue Secretariat

Serial No

in this behalf & submit a further report to the Govt on receipt of the further Communication will be awaited

2) In pursuance with the directions of the Minister L & L S G & P H at Flag Z Yours & Sirpur

Secretary for 29.11.41

Yes

The petition sent to the DC on 31/10/41 may be got back

for 29.11.41

14 Minister L S G

Hm 2/12/41 for Secy 4.12.41

Hm 5.12.41 for

SECY LAB DEPT 1 DEC 1941 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR L S G & P H Date 2-12-41 No 3304

A draft letter to the DC Hassan both is submitted for approval

Lak 24/12 SL 24/12

for 24/12/41

To, The DC Hassan Dist

L 5594 dt 31 1942

Calls for the bye-laws and the levies in original

Rep received & submitted

Issued 10795 dt 4/12/42

for 3/12

Secy (Genl) 3/12/42

Amendment of octroi bye-laws of Holenarsipur Town Municipality

Continuation Sheet | MI File No / Current No 117 | of 41 | Page

Flag G

Letter no MI C 471/41 dated 30-1-43 from the Deputy Commissioner, Hassan dist- furnishing a report in the matter

Messrs H.M. Sitaramaiah and K K Rangappa Setty Agents to the Caltex and Standard Vacuum oil Companies at Holenarsipur represented that the Burmah Shell Company at the place was awarding the payment of octroi duty on the oil imported by them on account of certain defects in the mode of recovering the octroi duty by the municipal council their representation was forwarded to the D C Hassan dist- for enquiry and report.

The allegation against the B O C Company of Holenarsipur is that they have got a godown near the railway station within the limits of the municipality and wherein they sell the oil without paying octroi duty thereon and this is due to the fact that the rules have not fixed a time for warranty

Flag X

In view of this defect the D C Hassan dist- instructed the Holenarsipur Town Municipal Council to amend their octroi bye-laws suitably and proposals have now been submitted to amend the octroi bye-laws of the said rules so as to limit the time for keeping the goods in the warehouse on which octroi

18 Amendment of octroi bye-laws of Holenarsipur Town Municipality

Continuation Sheet MC File No 117 / Current No 4578/L of 41 Page

is due) for a maximum period of 24 hours instead of for 7 days as originally provided.

The formalities required for amending the bye-laws have been observed and it is stated that no objections were received in response to the publication calling for the objections against the proposal

Flag X

The proposal of the Holenarsipur Town Municipal Council to limit the time for keeping the goods brought into the warehouse for the payment of octroi duty, to 24 hours (instead of 7 days as at present) is submitted for orders.

19.3.43 The matter requires further examination in detail Pl keep up for instructions

x x x

The matter has been re examined as directed

The proposal of the Holenarsipur Town Municipal Council to limit the maximum period for keeping the octroiable goods in the bonded warehouse to 24 hours instead of 7 days is with a view to check smuggling of the kind alleged against the Agents of the B o c at the place It is not known if the Hl bl has a bonded warehouse and whether

the B:o c. agents were storing goods in the warehouse the allegation is that the agents store their goods in their own godown near the railway station and sell them without them paying octroe on them If this is so, it is not known how the remission of the bye-laws relating to the bonded warehouse would be effective on the agents of the B:o c If appd the D c Hassan petn will be requested to make this clear --

further under Section 88 of the Mysore Town Municipalities Act, 1933, the municipal council, if it thinks fit instead of requiring payment of octroe due from any mercantile firm or public body, to be made at the time when the articles in respect of which it is leviable are introduced within the octroi limits of the municipality may at any time direct that an account current shall be kept on behalf of the municipal council of the octroe so due from any such firm or body as the municipal council specifies in this behalf Every such account shall be settled at intervals not exceeding one month and such firm or public body shall make such security as the municipal council shall consider sufficient to recover the amount due from such firm or body in respect of such dues

Proc. amendment of Octroi bye-laws of the Hoshiarpur Town Municipality.

Continuation Sheet. 1/1 File No / Current No of 4 Page

If the Hoshiarpur Town M.C. make an arrangement with the agents of the B.C. to recover the Octroi duty due on their goods under the provisions of the said Section, it would perhaps be easy to check smuggling

If approved, the D.C. will be requested to instruct the municipal council to consider the matter as above

Submit with a draft letter to the D.C. Hoshiarpur

Sd/- 28/7/43

28/7/43

To

D.C. Hoshiarpur

No. 1355-A 2-8-43

Calls for certain information

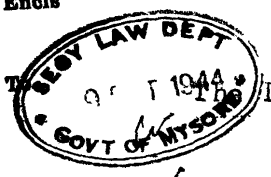
TYPING SECTION
29 JULY 1943
GEN & REV DEPTT

C F No 46]

GOVERNMENT OF MYSORE

No M.L.C.471/41-42 OFFICE OF the Deputy Commissioner,
Encls Hassan District

Date 7th October 1944



To The Legal Remembrancer &
Secretary to Government,
Law Department,
Bangalore

Sir

Re amendment of Octroi Bye-laws of Holenarsipur Town Municipality

---

With reference to your D O letter No L 2879 dated 2nd October 1944 calling for certain information on the above subject, I have the honor to state that the President, Municipal Council, Holenarsipur has not furnished the required information inspite of reminders He is again requested to expedite his report by return of post and a further report will be sent early

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District

Int-119-41-8 (0)

App F G 9]

GOVT OF H H THE MAHARAJA OF MYSORE

GEN & REV SECRETARIAT

OFFICIAL MEMORANDUM

No 246-L 1849/Exec 41

The accompanying Petition Registered No 2-16 L dated 4-7-41 received at the General and Revenue Secretariat from from Messrs H.M Sitaramiah & K K Rangappa Setty agents to the Collies and S.V.O.C Oil Companies at Holenarasipur urging a change in the method of levying octroi on kerosene oil in the Holenarasipur Town Mlg-

Sd-by Mr. A. Krishnakalkur

with compts

is forwarded, together with its enclosures to the D-C Hassan

for urging a report early

By Order,

for Secretary, Govt

BANGALORE,

27/7/41 19

31

[P T O

WD 03623—GPB—3 750—6 8 39

ಆಯುಕ್ತರು _____ ಕಾರ್ಯಾಲಯ

_____ ಮೈಸೂರು

_____ ಸ್ಮಾರಕ ಪುಸ್ತಕಗಳು

_____ ಗೆ

ಫಲಾಂಶ ಪುಸ್ತಕ.

_____

_____

_____

Rev B S # 1693

To,

The President.Town Municipal Council.

Holenarasipur.

OFFICE OF THE MINISTER
FOR L S G & P H
Date 17-9-41
No 525

Sir,

Re:Our applications dated 19th & 29 th June 1941 on Imposition of Octroi on Kerosene oil.

With due defrence ,we have the honour to recomend for your kind condideration that though three months have elapsed no notice is taken with regard to the above applications. MAY we take the liberty to apprise you of the fact that the matter in question is of serious importance both to the municipality and to us because it involves a considerable loss to both We are given to understand that the local public of Holenarasipur Town have presented a similar application to the President, to dispose of the case in question at an early dat We regretto intimate to you that nothing substantial been done, so far.

Under the circumstances we and the merchants of this place are seriously inconvienienced as also it involves a loss to the municipality.

We hope that you will please expedite matter and oblige.Thanking you in anticipation.

H.S.Sitaramiah & H.K.Ranganna Sett

D 12th Sept-41

Yours faithfully.
S.V.O.C. and Caltex Agents.

Copy to

1.The Minster Local Self Govt.Bangalore.
2.The Deputy Commissioner.Hassan.

Rev B S #

The Connected papers may be put up early

15 9 41 Hm

17/9/41 R

12

To,

The Minster, Local Self Govt in Mysore &

Bangalore.

Dear Sir,

We have submitted to you on 4.7.41 the copy of our applications dated 19th & 29th June 41 by Regd.post and our explanation letter also. But we are very sorry that no notice is taker with regard to the avove applications though a month and a ~~hif~~ half have elapsed both by the president of Town Municipal Councill of this place .We are also enclosing copy of our application presented to day to The Presi dent . This a matter of corse which increases the municipality income by thousands to the present income which you will come to know if you can only come accross the Audit report of the year 1938.-39-40-41. So, we hope you will please expedite matter and oblige

Thanking you in anticipation

Yours faithfully.

for. S.V oc/ Asst Engr

Appendix F G—1]

SUBJECT

13

Section

File No

Serial No

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 23rd Sept 41

Signed by Mr. G. Ramachandra Rao

No k 2517

To The Deputy Commr
Hassan Dist

Sir,

I am directed to invite reference to the office letter No C 849 dt 7 41 calling for a report on the petition of M/s H Sitaramiah and N K Ranganatha Setty agents to the oil Co's at Holenarasipur, requesting a change in the method of levying octroi duty on kerosene oil in the local mkt and to request you to kindly forward the submission of the report called for at your earliest convenience

The matter may be kindly treated as very urgent

I have etc

For Secy to Govt
Law Dept

List of enclosures

Copied by TR/19/9

Examined by

WD 0278—GPB—30 000—4 8 38

Immediate

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat,

Dated Bangalore, 23rd September, 1941.

No L 2517

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore,
Law Department.

To

The Deputy Commissioner,
Hassan District

S i r,

I am directed to invite reference to this office Official Memorandum No L. 849 dated 31-7-1941 calling for a report on the petition of Messrs H M Sitaramiah and H A Rangappa Setty, agents to the Oil Companies at Holenarsipur, urging a change in the method of levying octroi duty on Kerosene oil in the local Municipality and to request that the submission of the report called for therein may be expedited

The matter may be kindly treated as very urgent

I have the honour to be,
S i r,
Your most obedient servant

For Secretary to Government,
Law Department

KR/2

3151/G 15

WD 01823—G PB—83 000—5 2-41

19

From

The Deputy Commissioner,
Hassan District,
Hassan

To

The Secretary to Government,
Law Department,
Bangalore

Dated the 21st November 1941

Despatched

Received

General No M1 C 471/41
No Encl one

Enclosure No

SECY LAW DEPT 28 NOV 1941 GOVT OF MYSORE

GEN & REV SECRETARIAT 26 NOV 1941 G BRANCH

Sir,

Subject - Petition of Messrs H M.Sitaramiya and H K Rangappa Setty S V O C and caltex Agents urging a change in the method of levying octroi duty on Kerosine oil in Holenarsipur Municipality

---

In continuation of this Office letter of even No dated 26-9-41 on the above subject, I have the honour to state that the Municipal Council have at their meeting held on 31-10-41, resolved to fix a time limit of 24 hours to treat the consignment as Baramarga from the time of taking delivery of such dutiable articls, for the purpose of levying octroi duty An extract of the resolution is herewith enclosed

It was observed by me during the previous two inspections of the Municipality that the present system required a change in the interest of the M1 finances

The president has been asked to submit necessary draft bye-laws for the purposes of clause (f) of sub Section (1) of section 48 of the Town Municipal Act after observing the requirements of sub sections (2) and (3) of that section required under section 82

I may also add that the maximum number of hours that could be allowed is only 16 vide Art 157 of the Municipal Manual under the Transit pass system while such goods are allowed to retain

remain in the Bonded warehouse for 24 h

Art 165 (1) This has also been pointed out to for necessary modification of their resolution and the draft by will be subritted for sanction of Government as soon as they are received from the President

I have the honour to be
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District

Extract from the proceedings of the monthly ordinary General Meeting of the Holenarsipur Town Municipal Council held on 31-10-1941

17

Present - Mr. H D Krishnaiah B A, President

x x x x x x x

Subject No 15 - తా 31-10-1941 వ సం భీ/ం క-
ఎం వి ఓ ఎం వి నా ప్రొసీడింగ్స్
1 సం రాం మాసకర్ జ్వరాసక్తి లో ఆర్డర్ అయిన ప్రకారం వనకోటి గ్రామం
యు ఎం వనకోటి గ్రామపు ఎం రాం వెంకటరావు గారు జ్వరంతో
శివరాత్రి సం వనకోటి గ్రామం లో చనిపోయినట్లు
ఆర్డర్ అయిన ప్రకారం వారు ఎం ఎం వనకోటి గ్రామపు
లో గ్రామపు కం ముద్ర ప్రకారం ఆ ఫీసు
పరువడ్డాలి యమ్ పర్ ఆర్డర్ అయినట్లు రుజు గ్రామపు
టీలవరిశీలించు చేసి ఆ ఫీసు 24 సం అని

ఇట్లు వి.

ఉప్పుల్ వ్యవసాయ మార్కెట్ యార్డు. మండి
ఖరీదుదారులు.

Sd/ H.D. Krishnaiah
Attendant

Copy

Attendant
H.W.[illegible]

Appendix F G—1]

SUBJECT

2 | 19

Section

File No

Serial No

Diary No of letter replied to

The Dy Comm
Hassan Dt

No L 5594

To Sir,

General and Revenue Secretariat

( )

the *19*

Subject:- Levy of octroi duty on Kerosene oil imported into the Holenarsipur Town Mly

Date of issue 3rd Jany - 62 -

Signed by M.G. Ramachandra

Adverting to your letter no ML C 471/61 dt 21st Nov 1961 on the above subject I am directed to state that the further communication ~~am directed to request you to obtain~~ of the bye-laws framed by the Holenarsipur Town Mnl Cl in the light of your instructions in the matter after the required formalities have been duly observed and forward the draft bye-laws framed by the Holenarsipur Town Mnl Cl in the light of your instructions in the matter after the required formalities have been duly observed and also the petitions received on the subject from Mrs N M Sitaramiah & K K Ranganatha Setty & sent to Govt vide this office O M no L 849 dt 31 7 1961 may kindly be returned early

I have etc

for Secy to Govt Revenue Dept

List of enclosures 2

Copied by

Examined by

WD 086—GPB—40 000—30 7 40

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 5594

Dated Bangalore, 29 January ~~December~~ 1942

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Law Department.

To

The Deputy Commissioner,
Hassan District

Sir,

SUBJECT Levy of Octroi duty on Kerosine oil imported into the Holenarasipur Town Municipality.

~~Sir~~,

Adverting to your letter No Ml C 471/41 dated 21st November 1941 on the above subject, I am directed to state that the further communication promised is awaited. The Holenarasipur Town Municipal Council may be asked to take action quickly and submit the bylaws for the approval of Government very early

2 The petition on the subject received from Messrs H M Sitaramiah and H K Rangappa Setty sent to you with this office Official Memorandum No L 849 dated 31st July 1941 may kindly be returned early.

I have the honor to be,
Sir,
Your most obedient servant

for Secretary to Government
Law Department

SR/2

11—4/—240

OFFICE OF THE DEPUTY COMMISSIONER
HASSAN DISTRICT

No. M1.C.471/41 Dated, Hassan, the 30th January 1943.

Encl One file

4578/L

From

M. S. Hiremmayya, Esqr., M.A.,
Deputy Commissioner,
Hassan District,
H a s s a n.

SECY LAW DEPT
TO

To

C. Narayanaswami Naidu, Esqr., B.A., B.L.,
Secretary to Government,
Law Department,
B a n g a l o r e.

Sir,

Subject Draft Amendments to Bye-Laws in regard to the levy of Octroi duty on Kerosene oil by the Holenarasipur Town Municipal Council

---

Adverting to your letter No L 849/M1 119-41-8 dated 31-7-41 forwarding petition received from Messrs H M Sitaramiah and H K Rangappa Setty, Agents to the Caltex and Standard Vacuum Oil Company at Holenarasipur, and requesting me to obtain draft amendments to the byelaws in respect of the levy of Octroi duty on Kerosere I have the honour to forward herewith the entire file on the above subject together with the amended draft byelaws, received with the Municipal President's report No C 3/41-42 dated 25-1-43 Necessary formalities have been observed calling in objections to the proposal and no objection was received within the time notified The bye-laws committee have met and amended the exception to Rule 16(a) of the said bye-laws, the time limit being 24 hours instead of 7 days The same has been finally approved by the Municipal Council and their resolution dated 31-12-42 requesting to obtain necessary sanction of Government to the proposed amendment to the bye-law, is also enclosed in the file

In the above circumstances I request you to kindly obtain sanction of Government to the resolution of the Municipal Council and communicate the same early

I have the horour to be,
Sir,
Your most obedient servant,
HK Hanumanthaiah
for Deputy Commissioner
Hassan District
30/1/43

GS/-

Appendix F G —1]

SUBJECT

2-2-

Section

File No 119—41

Serial No 252

Diary No of letter replied to

No A/1355/WSP

To

The D C Hassan Dist

Sir,

With reference to your letter No ML C 47/41 dated 30-1-43 re the proposal to amend the bye-laws of the Molemarshpur Town Municipal Council, I am directed to state that the object of the proposed amendment of the octroi bye-laws (i e limiting the maximum period of 7 days for keeping the octroiable goods in the bonded warehouse to 24 hours instead of 7 days) is with a view to check smuggling by compell the agents of the Bonc Burma

General and Revenue Secretariat

( )

the *194*

Date of issue 2/8/43

Signed by WSP Gupta

octroi bye-laws

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

oil Company at the place to pay the octroi duty on the Kerosene oil imported by them, and to request you to state how this measure would improve the existing position of the the Bond agents are not making use of the bonded Ware house

I am also to request you to furnish information on the following points -

1) Have the Municipal Council framed a bonded Ware house Act of to the bylaws in force in Mysore

2) Is it being used by the Agents of the Burma oil Co? If not, cannot the go down itself be treated as a bonded warehouse

3) If so, how can they escape the payment of duty by [illegible] on the purpose of the

4) If not, Why is it not - On what basis are the payments of other non made by the Co? What is the practice in other Municipalities Should they store their goods before they are removed to their godowns

What would it have amounted to if they had paid in all the two years during the last three years?

5) Is it not possible to recover the octroi duty from the Company under the proviso by an arrangement with them under the provisions of Section 88 of the Mysore Town Municipalities Act - 1933

6) What is the total quantity of Kerosene oil imported into the limits of the Holenarsipur Town Municipality and the quantity imported by the agents of the Burma oil Company?

7) Where are the godowns of the two other companies and what are they? Have you received any complaints from them

What does the Burma oil Co say to the proposal to [illegible] grant rebate for the quantity imported by them

I have Etc -

L 1/355

2/8 24
July 1943.

Law Department.

The Deputy Commissioner,
Hassan District, Hassan.

Sir,

With reference to your letter No. Ml. C.471/41 dated 30th January 1943 re the proposal to amend the Octroi bye-laws of the Holenarsipur Town Municipal Council, I am directed to observe that the object of the proposed amendment of the octroi bye-laws (i e. limiting the maximum period for keeping the octroiable goods in the bonded warehouse to 24 hours instead of 7 days) is with a view to compel the agents of the Burma Oil Company at the place to pay the octroi duty on the kerosine oil imported by them, and to request you to state how this measure would improve the existing position if the said agents are not making use of the Bonded Ware-house

I am also to request you to furnish information on the following points -

(1) Have the Municipal Council provided a bonded ware-house according to the bye-laws in force in the Municipality?

(2) Is it being used by the Agents of the Burma Oil Co.? (3) If not, cannot their godown itself be treated as a bonded ware-house for the purpose of these bye-laws?

(4) On what basis are the payments of octroi now made by this Company? What is the amount paid by them during the last three years?

What would it have amounted to if they had paid octroi on all the tins ~~during~~ received into their godown?

(5) Is it not possible to recover the octroi duty from the company by an arragement with them under the provisions of section 88 of the MysoreTown Municipalities Act 1933

(6) What is the total quantity of kerosine oil imported into the limits of the Holenarsipur Town Municipality and the quantity imported by the agents of the Burma Oil Company?

(7) Where are the godowns of the two other companies and on what basis are they paying?

(8) What does the Burma Oil Co. say to pay octroi to the Municipality on the entire quantity imported and claim refund for that quantity exported beyond the municipal limits?

The records accompany for reference and retransmission.

I have the honor to be,
Sir,
Your most obedient servant,

for Secretary to Government,
Law Department.

page 1—25